

From: Bob Perry [mailto:PerryB@dnr.sc.gov]
Sent: Thursday, December 04, 2008 6:16 PM
To: arnold_karr@hotmail.com
Cc: John Frampton; Don Winslow; Buford Mabry; Butler, David
Subject: FW: Docket 2008-196-E

Mr. Karr,
Department of Natural Resources (DNR) Director John Frampton is out of state on official agency business, and he has forwarded your inquiry to me for direct and prompt reply. Please allow me to answer your questions on his behalf.

You are correct; the SC General Assembly provided statutory authority to DNR and other agencies to be interveners in matters before the SC Public Service Commission (PSC). Under law, as you know, the PSC has as its principal duty to hear cases involving the regulated utilities operating within the state. It essentially functions as a court for cases involving utilities and other regulated companies having broad jurisdiction over matters pertaining to the investor owned electric and gas utility companies; water companies, telecommunications companies, motor carriers of household goods, hazardous waste disposal, and taxicabs. While DNR staff are not directly participating in ongoing hearings before PSC regarding the proposed VC Summer Nuclear Plant expansion, please be assured my office is following these proceedings by reviewing written material including a substantial amount of testimony, cross examination and rebuttal already submitted. Further this agency is standing ready should PSC staff advise DNR that particular scientific information or testimony is necessary in order to assist PSC arrive at any preliminary or ultimate decision.

DNR staff is actively and directly engaged in regulatory matters before the Nuclear Regulatory Commission (NRC), US Army Corps of Engineers (USACE) and SC Department of Health and Environmental Control (DHEC) on the VC Summer Plant proposed expansion. These are the regulatory agencies DNR always engages on natural resource issues requiring environmental permitting. As you know, any utility must obtain many permits before constructing and operating a nuclear electric generation facility. Going before the PSC is one step for SC Electric & Gas Company and its partners. DNR believes, with limited staff and resources, the most effective use of this agency's time and expertise will be taking natural resource concerns before the other regulatory agencies. The simple fact is that DNR staff cannot attend every meeting. NRC, DHEC and USACE have been and will continue to be the regulatory agencies we work with on nuclear power issues, and we will assist PSC as requested by its staff.

It is trusted this explanation will not fall short of your expectations, and that you will understand DNR is indeed following its statutory obligations. DNR is doing everything possible to protect the natural resources of SC while carefully reviewing the potential impacts of this project as well as other nuclear power project proposals along the Savannah River and in Cherokee County.

Please do not hesitate to contact me if I can provide any additional information regarding this matter.

Sincerely,

Bob Perry

Certified Wildlife Biologist
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SC Department of Natural Resources

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From: arnold_karr@hotmail.com on behalf of arnold karr
Sent: Thu 12/4/2008 12:15 AM
To: John Frampton
Cc: CarolinaPeace Board
Subject: Docket 2008-196-E

John Frampton, Director
South Carolina Department of Natural Resources

Mr. Frampton:

Your agency is listed as an intervenor by statute in the above docket: **Combined Application of South Carolina Electric and Gas Company for a Certificate of Environmental Compatibility and Public Convenience and Necessity and for a Base Load Review Order for the Construction and Operation of a Nuclear Facility in Jenkinsville, South Carolina.**

Hearings began on Monday, December 5, 2008, and have continued each day this week. Your agency has not been represented, which seems to be a violation of your responsibility as a statutory intervenor in such cases.

As Director of Carolina Peace Resource Center, which has funded research on the impact of SCE&G on the town of Jenkinsville, including environmental and health concerns, I am requesting that you explain your reasons for not representing the public interest at these hearings.

I look forward to your reply.

Sincerely,

Arnold E. Karr, Director
Carolina Peace Resource Center
P.O. Box 7933
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<http://www.carolinapeace.org>
1-803-446-2772 (I GO CPRC)

If you would like to subscribe to the Carolina Peace announcement lists, go to:
http://carolinapeace.org/mailman/listinfo/announcements_carolinapeace.org

Returning violence for violence only multiplies violence, adding deeper darkness to a night already devoid of stars. Darkness cannot drive out darkness; only light can do that. Hate cannot drive out hate; only love can do that.

— Dr. Martin Luther King, Jr.

If we want to reap the harvest of peace and justice in the future, we will have to sow the seeds of nonviolence, here and now, in the present.

— Mairead Corrigan Maguire

We know that peace is only possible when it is the fruit of justice. True peace is the result of the profound transformation affected by nonviolence which is, indeed, the power of love.

— Perez Esquivel

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